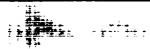


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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
09/870,115	05/30/2001	Yong S. Chen	CLX-701 6532		
7590 11/03/2005			EXAMINER		
Ray K. Shahani, Esq.			CHORBAJI, MONZER R		
Attorney at Law Twin Oaks Office Plaza			ART UNIT	PAPER NUMBER	
477 Ninth Avenue, Suite 112			1744		
San Mateo, CA 94402-1854			DATE MAILED: 11/03/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
09/870,115	CHEN, YONG S.	
Examiner	Art Unit	
MONZER R. CHORBAJI	1744	

	MONZER R. CHORBAJI	1744						
The MAILING DATE of this communication appe	ars on the cover sheet with the c	correspondence add	ress					
THE REPLY FILED 17 October 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.								
 The reply was filed after a final rejection, but prior to or o this application, applicant must timely file one of the follo places the application in condition for allowance; (2) a No (3) a Request for Continued Examination (RCE) in comp following time periods: 	owing replies: (1) an amendment, a ptice of Appeal (with appeal fee) in liance with 37 CFR 1.114. The repl	ffidavit, or other evide compliance with 37 (ence, which CFR 41.31; or					
 a) The period for reply expires 4 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no 								
event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO								
MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).								
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL								
2. The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).								
<u>AMENDMENTS</u>	·	,	,					
3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below);								
(c) They are not deemed to place the application in be appeal; and/or		educing or simplifying	the issues for					
(d) ☐ They present additional claims without canceling a		jected claims.						
NOTE: <u>See Continuation Sheet</u> . (See 37 CFR 1.116 and 41.33(a)). 4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).								
5. Applicant's reply has overcome the following rejection(s):								
 Newly proposed or amended claim(s) would be a the non-allowable claim(s). 	illowable if submitted in a separate	, timely filed amendm	ent canceling					
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows:		rill be entered and an	explanation of					
Claim(s) allowed: Claim(s) objected to:								
Claim(s) rejected: <u>10-18 and 20-22</u> . Claim(s) withdrawn from consideration:								
AFFIDAVIT OR OTHER EVIDENCE								
 The affidavit or other evidence filed after a final action, b because applicant failed to provide a showing of good ar and was not earlier presented. See 37 CFR 1.116(e). 								
 The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to a showing a good and sufficient reasons why it is necessar 	overcome <u>all</u> rejections under appery and was not earlier presented. S	al and/or appellant fa See 37 CFR 41.33(d)(ils to provide a 1).					
10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER								
11. The request for reconsideration has been considered but	it does NOT place the application i	n condition for allowa	nce because:					
12. Note the attached Information Disclosure Statement(s). 13. Other:	(PTO/SB/08 or PTO-1449) Paper	No(s)						
•								

Continuation Sheet (PTOL-303)

Application No.

Continuation of 3. NOTE: Amended claims 10, 18 and 20-21 recites the following newly added features, "the lower surface or the exterior bottom surface containing numerous dimple-like protrusions integrally formed in a pre-determined pattern directly onto the lower surface or the exterior bottom surface of the reservoir portion, wherein during use the dimple-like protrusions are each". The newly added features require further search and further considerations..

JOHN KIM
SUPERVISORY PATENT EXAMINER